Adams to Take Oath of Office and Ask That His Case Be Decided in Federal Court.

LEADERS MAKE PROGRAMME.

Republicans to Unseat Several Opposition Legislators and Declare Peabody Elected.

PETITION TO COURT.

Democrats Ask Supreme Judges to Modify Their Ruling So It Shall Accord With the Original Petition.

PRESIDENCE SPECIAL. Denver, Colo., Jan. 3-2th. elization in the contest for Governor of Colorado on the eve of the opening of the Legislature is red-hot, but it can be safely said there.

will be no bloodshed The people of the State are stunned over the revolutionary programme of the Republicans. They have so far failed to realize that it means proceed distranchisement of at least 9,000 vot. re.

The Democratic leaders are belpices in the face of the plans of the Peaboly faction of the Republican party, which has swept aside every obstacle and will tomorrow throw out enough votes cast in Denver to change the result in November to a majority for Penhedy in January.

This will be done after the reading of a big batch of ex parts willdaying from every precinct slated to be thrown out alleging the same character of fraud shown in the ten ballot boxes widely were recently opened on order of the Supreme Court There is not one chance in a hundred that this programme will full.

Pronk Frewen, the defeated candidate for Speaker, who late just night made a grami-stand play of standing out against eny revolutionary tactics, has been

He announces to day that the Webett faction will at the crucial moment plead filness and absent themselves from the chamber. This will issue the Peabody crowd with a clear majority over the Democrats of not less than fourteen. The Personness had hoped till this afternoon that the Wolcott men would vote with them to prevent the unscaring of Alva.

ence this afternoon announced their pro-

ADAMS TO TAKE OATH. Alva Adams will take the outh as Governor, which he can do before any Julge. and then get his case before the Federal authorities for a rolling. The contenence was attended by Senator T. M. Patterson. former Governor Thomas, the candidate elect and other party leaders. Just how the details of the plan will work out is not quite clear. They claim there are many precedents for interference by the

Federal authorities in similar cases. They cite the case of Beckham of Kentucky. Adams will also make a direct appeal to President Roosevelt and expects the matter to be referred by him to the Attorney General for an investigation of the situation in Colorado.

Another plan is for some member of the bonding corporation which goes on the bond of the State Treasurer to protest egainst the state of Affairs in Colorado, and ask the Federal Government to take steps to settle the muddle, so that the risk of the outside citizens may be safe-Kuarded

The Grand Jury summened by Judge Mullins will report to-morrow. There is nothing definite given out, but a rumor was circulated to night that some nont Republicans would be indicted for the illegal use of money his the late election. and also for completes in election fraud. The Republicans declare this but a counter move for the many hard knocks admirds tered to the Democrate in the Supreme Court, and that it will amount to nothing The fact that the stepartitions have spent money like water both before and after the election is no secret, but the Lemocratta leaders are confident of fastening crookedness on the party managers.

ASK MODIFICATION OF ORDER Former Governor C S. Thomas went be fore the Supreme Court to-day with a motion for a modification of the ruling that each party must pay half the expenses for the examination by experts of all the

The Democrats plead lack of funds and that this would be a very expensive procedure. They ask that the State bear the

The Republicans, backed by the corcorporations which are putting up all the money for the Peabody campaign appeared in the person of H F. Hersey and objected to any medification of the order and declared they were ready to pay their half of the expenses.

The Supreme Court will give a decision

**FUNERAL OF S. WACHTEL** WILL TAKE PLACE TO-DAY.

Burial of Salesman Who died While Playing Cards With Brothers

Will Be in Mount Sinni.

The funeral of Sigmund Wachtel, who died suddenly Monday afternoon, will take place this afternoon at I o'clock from the family residence. No. 3811 Shenandeah avenue.

The Reverend Doctor Harrison will conduct the services at the house, and interment will be in Mount Sinai Cemetery. Mr. Wachtel was playing cards with his brothers, Max and Morris, Monday after-mon about 425 o'clock and was in the best of spirits. Suddenly he fell back in his chair with a grown, and in a few mo-ments was dead.

ments was dead.

He had not complained of being fil, al-though he suffered from an attack of apoplexy about time none is ago. This is sup-posed to have coursed mis doubt. Mr. Wachtel was 8 years old and was a salesman of the People's Furniture Com-

Six brothers Henry, Abe, Sinon, Max, Adolph and Morris, and three sisters, Mrs. J. Prior, Mary and Lillian Wachtel, survive him.

# PASTOR ARRESTED

tyn Charged With Abbey Press Affairs.

MINISTER 75 YEARS OLD. TWO COUNTS ARE TAKEN UP. MOVE SOMEWHAT STARTLING.

Local Friends Believe He Will Prove His Innocence-Was Head of Pilgrim Congregational Church.

New York, Jan. 2.-The Reverend Doctor Carles Martyn, at one time paster of the Blooming-laie Reformed Church, and later pastor of the First Reformed Church of Newark, N. J., was arrested to-day on a charge of grand larceny, in connection with the tangled affeirs of the defunct Abbey Press, of which he was at one time president. Doctor Martyn's successor as president

of the company was indicted by the Grand Jury last week on a charge simior to the one on which Doctor Martyn was arrested to-day. The Abbey Press first came into public

notice on February 7, 1905, when a tire occurred in their storerooms and offices at No. 114 Fifth avenue. It is charged that the company was insured in excess of the value of its property, and endeavored to edject insurance on supplies which were not in the building. While the investigation was on the firm failed.

Dector Martyn, a graduate of Union Theological Seminary in 1982, went to St. Louis as paster of Pligrim Congregational Church, where he preached for severa years before coming to New York. He I the author of several books.

### **ACCUSATION DISCREDITED** BY DOCTOR BURNHAM.

factor Martyn was paster of Pilgrim Congregational Church here from June 2. 1999, to S-ptember 1, 1871, and bore an exclient reputation. He has since visited St. Louis and addressed his old congregation.

by whom he was highly respected.

Dector Burnham, present paster of the church, said last night be could not believe that Doctor Martyn could become a criminal after tecoming 75 years old and devoting most of his life to the ministry. He discredits the accusation and believes Doctor Martyn will prove his innocence.

### **WOMAN COMMITS SUICIDE** BY DRINKING POISON.

Watchman Tries to Snatch Bottle From Her Hand, but He Is Too late.

Elia Bageby irauk carbolic acid in Hodett & Warrance's garden at No. 1961 Office street, last night at 10 o'clock. She the poison to the City Hospital, where she died at 11:25 p. m.

ray, private watchman at the garden, suspected that she would attempt suicide, and watched her closely, She went behind a screen in the rear of

the room. Fay followed her, but before he could reach her she drank the contents of a two-cures bottle, which was labeled carbolic acid.

He summoned an ambulance, but when the hospital was reached she was so badly burned, both externally and internally, that the physicians considered her recovery almost hopeless.

A note was found in her possession ad-ressed to "Bob Endicott," which said: raid that she had been a culler at Fay and that she had been a culler at the garden for about two weeks. She told him that she formerly lived in Pike County, Missouri. She also intimated to him that she was married and fived on Mississippi avenue. Fay could not remember the address.

The woman was well dressed and showed evidences of refinement and prospective.

perity.
The body was taken to the morgue.

### MANY DIVORCE SUITS FILED. Several Petitions Entered and De crees Granted.

Elizabeth Buler filed suit for divorce in he Circuit Court yesterday, alleging that her husband, Joseph, drank, called her tumes and abused her. She states that they own property worth \$1,700, which is result of their joint accumulations. She asks for the custody of their two

She asks for the custody of their two children and admony.
Other divorce suits filed pesterday were. Thomas Kearus against Mary Kearus, these hidspitter, Christma Obleyer acades John J. Obleyer alleged failure to support and had treatment. Livy B. Crain, against Joseph Crain, alleged drunkenness, and Lizide H. Thurshy against John J. Chlever, alleged failure to support, drunkenness and bad treatment.

ment.
Judge Douglas yesterday granted divorces to James N. Hendrick from Setha E. Hendrick, to Endelph Radke from Elsie Radke; to George Bernhardt from Minnte W. Bernhardt, to Minnte E. Apperson from Frank Apperson, with restoration of maiden name, Moses; to Nellie M. Sweat from George W. Sweat, with custody of four children, to E. T. with custed; of four children, to E. T. Grether from Mary Grether, with custedy of four children, and to Lisette Satterfield from Charles D. Satterfield.

# BANNER YEAR FOR ORPHANS.

German Aid Society Reports \$8. 219 in Treasury.

The annual meeting of the St. Louis German Protestant Orphans Aid Society. hoated on St. Charles Rock Road, was the city's executive did not suspect any-hold yesterday evening in room No 50 Imperial building, at Tenth and Pine streets, and according to the report of the secretary and treasurer, the association has enjoyed a bannet year during 184. The stal receipts amounted to School the argest sum ever in the treasury at the nd of a year.

ord of a year.

Officers for the year were elected as follows: President, Ernst W. Moeller; vice lows: President, Ernst W. Moeller, vice president, Casper Kraismann, recording secretary, Henry Heier: corresponding abustinancial secretary. Henran C. Kraismann: treasurer, August M. Buschman; collector, Ernst Hackemeter; color bearer, William Kroeger.

The Committee of Arrangements reported all preparations complete for the smoker and entertainment to be given to the members and their friends next Turse day evening at the Odeon, and votes of toarks were extended to various organizations which sided the association in its work caring the last year.

Charles H. Porter Answered Advertisement and Waute Property, if it is Coming to Him.

REFUBLIC SPECIAL.

Cincinnati. O. Jan. I.—In a letter to the County their Charles H. Porter, No. 1996. Pine street, St. Louis, inquires concerning an inheritance he may have in Obio.

"UNCLE BOB" CARTER

Dallas Tex. Jan. 1.—"Under Boh" Carter died at Commande Tex. has might. "Under Bubh." as he was called by all who knew him. operated the Carter Hotel for twenty years. Bob. As he was called by all who knew him, operated the Carter Hotel for twenty years and was a stanch friend to traveling men. He was a Virginian by hirth, came to Texas in 1861, and was 35 hears old. He was a Marca and within the last few months beined the Prosbaterian Church.

His wife, few laughters and one on survive him. The cause of ceath was old age.

The Reverend Doctor Carlos Mar- Several Witnesses Examined in President Will Not Allow Pooling the Investigation Before Mayor Wells.

Startling Evidence May Develop To-Day and May Compromise One or More Prominent Contractors.

Only two witnesses were examined in the investigation into the official conduct of George U. Heimburger as Building Commissioner of the city of St. Louis, which began yesterday at 2 p. m., in Mayor Weils's office and was adjourned shortly after 4:20 p. m., to be continued at 10 a. m. to-day. They were Philip G. Markmann, president of the Markmann-Tyrrell En gineering Campany, and a World's Fair engineer, who qualified as an expert for the city, and Michael V. Leahy, local

building superintendent, The evidence of Leahy, who was no subjected to a cross-examination, owing to the adjournment, was to the effect that Beimburger neglected to change certain plans after his attention was directed to

The hearing was presided over Mayor Wells, Associate City Counselor William F. Woerner and Mayor Wells's ceretary, James G. McConkey, appeared for the city. Mr. Heimburger was present with his attorneys, Leverett P. Bell and A. A. Fromberg, The evidence was confined to two of the

specifications prepared by Mr. Mcbankey, which refer to "loaded" steel at he Workhause and at the Poorhouse. The other charges against Mr. Heimorger were not touched upon, the 'niention of the presecution being to dispose of the steel charges before proceeding to the others, which are regarded by many as of a graver nature than the "loaded"

Some startling evidence, which may compromise one or more preminent contractors in the city, may develop this morning, it is said MR. MARKMANN ON STAND.

steel specifications,

Mr. Markmann stated that his attention had been called to the two sets of plans four days ago, with a view of giving expert testimony at the investigation. He declared that he had never visited the buildings in question, and did not know for what purposes the city intended to also He stated that the difference of the plans

would have been detected only with the experience of an able architect, and then after his attention had been called to According to figures based on the meas-

urements from the two sets of plans, he stated that the substitute plans called for oros pointis less steel than the original plans in the lighter and hollow beams. was immediately removed after taking which were to take the place of the solid steel beams. In value the difference was \$1.674.21 He then made the statement that he believel that the steel work called for in the original plans was excessive and thet

> Counselor Weetner then directed the attention of the witness to the Poorhouse contract. After a lengthy explanation of the term "system" in building parlance, Mr. Markmann stated that the substitute plans for this structure would not stand the test of the "system" in one or two instances

the substitute plans were sufficient for

the purposes of this particular building.

and were accordingly defective. The witness said that he believed the substitute plans of the Poorhouse would not have impaired the strength or durability of that building, but the substitute plans of the Workhouse were not as acceptable as the original plans.

On cross-examination, Mr. Markmann stated that he had been a resident of St. Louis three years, and that he drew up the plans for the Bank of Commerce building.

He said he expected to be paid by the city for his trouble. Mr. Leverett attacked the witness as an expert until Counselor Weerner objected, Mayor Wells sustaining the objection.

TESTIMONY OF LEARY. Michael V. Lenby said he entered the employ of the Building Commissioner's department the day after Mr. Heimburger took charge. His experience for eight years was along the lines of a draftsman He narrated the story of his alleged discovery of a "deal" while passing through the draftsmen's office one day. Leahy said he discovered that there was something wrong with the plans at his

first glance. He declared that in a conversation with President McClure of the McClure Construction Company at the Poorhouse that the latter remarked:

"So you're wise to the new deal, too, are you?" Leahy testified that Mr. McClure had acknowledged that there was a deal on to substitute new plans for the original

He declared that he pestered Mr. Helm burger with the declarations that if the city received what was due it for the rebate on the substitute plans, the Building Commissioner's Department would have sufficient money to build a needed partition in the office. Mr. Heimburger finally told him, he tes-

tified, not to speak of steel again. He declared that Mr. Helmburger bad stated to him while at dinner one Coy that he had visited Mayor Well's and that

### MAN IN ST. LOUIS MAY BE HEIR TO OHIO ESTATE.

an inheritance he may have in Ohjo. Mr. Porter says that November 14 he saw in a St. Louis paper an advertisement which read: "Anyone knowing the address of Charles H. Porter send to J. fire and running at a high rate of speed Ellsworth, Lock Box 40, Wooster, O. He has a large estate left him."

As he is Charles H. Porter, he at once The cold days have come around and are have a knack of washing wholes under the first to the Clerk Mr. Porter have a knack of washing wholes under war to keep it from shrinking. Wagness and bearones ever where. Continual and less that the first to the Clerk Mr. Porter says his father, who was from this, was thrown to the street and Flood struck his head against the apparatus. Both wagness were able to proceed to the fiver to keep it from shrinking. Wagness and bearones ever where. Continual and has never been hard from since.

If there is an estate coming to him in the cashe was Joe Bruss.

FORMER ST. LOUIS HEIMBURGER CASE NAVAL SECRETARY'S NOW UNDER WAY PLAN NOT FAVORED

> Question to Hamper Rate Policy.

Regarded as Indication That Morton Is No Longer Right-Hand Man in Settling Such Questions for Administration.

REPUBLIC SPECIAL. Washington, Jan. 2.-President Roos velt definitely and finally to-day refused to have the proposition to legalize pooling. which has been urged by Mr. Morton, the Secretary of the Navy, involved in any way with his suggestion to have the Interstate Commerce Commission empow-

ered to fix rates. He desires to have the scheme to increase the powers of the commission to rest by itself and he will have nothing ple avenue. At a late hour last night Docto do with the railroad campaign to have Congress authorize the pooling of traffic. This is a somewhat startling move and indicates that Mr. Morton is no longer the right-hand man of the President in

rettling the rate question. It is also the most important develop ment that has occurred during the agitation of the question that followed the ar nual message of the President.

The railroads are divided into two One class would be willing to classes. accept the additional authority or the Interstate Commerce Commission, if it could have pooling legalized in the same bill. Another class wants pooling and no increase in authority for the Injerstate Commerce Commission, and is now fighting the President. To the former class Secretary Morton belongs, and the action of the President in declaring against having his suggestion treated as a corollary to permission to the railroads to pool is taken to mean that the railroads need ask noth ing so long as they are in opposition to a bill which means, in the opinion of the President, the wiping out of rebates and the stopping of special privileges to large shippers at the expense of the smalle

It is also taken to mean that the President has felt the force of the criticism of raving as his adviser in railroad-rate matters a member of the Cabinet who is openly charged with violating the law, as Secretary Morton was in the investigation of the relations of the Santa Fe Rail read to the Colorado Fuel and Iron Company and the Caledonia Coal Company The President believes that this special

The President believes that this special privilege and rebate question is the most important before the American people.

The President is still determined to do all consistent with his position to have comething accomplished at this session of Congress. He finds that Senator Cullom of Illhois and Representative Hepburn of Iowa think that public opinion will force action by this Congress. If nothing is done it is promised, that the next annual message of the President will be much stronger on the subject than was that of last December.

### BARNES HOMESTEAD REPORTED SOLD.

Property of Late Stock Broker Wes of City May Be Bought by Jackson Johnson for \$200,000,

A deal now pending for the purchase of the suburban home property of the late in St. Louis County, opposite University Heights, is expected to be closed within the next few days, when the place will pass into the hands of Jackson Johnson, president of the Roberts, Johnson & Rand Shoe Company, at a figure close to 200.

The deal is being negotiated through the St. Louis Union Trust Company, trustees for the Barnes estate, Thomas H. West, president of that company, said last night that some final details yet remain to be

The Barnes place is one of the hand somest supurban homes adjacent to St Louis, occupying a tract of about thirty acres. The place contains two handsome residences. One of these houses was built by Mr. Barnes many years ago at a cost of about Keepe. The other, being most palatial in its interior finishings, was erected ten years ago, costing \$125,000. This was occupied by Mr. Barnes and family up to the time of his death, about four years ago. Mrs. Barnes was married two years ago to William Clayton of Chicago, and is

ago to Whinam Cayton of Calcago, and is not now a resident of St. Louis "Ben" Barnes, as he was familiarly known in Board of Trade circles, was for many years one of the heaviest operators on the local exchange. Mr. Barnes con-fined his operations to the hear side of the market, dealing mostly in corn. His deal-ines were much along the same line as ings were much along the same those of the late John W. Kauffmi those of the late John W. Addition, and speculators nearly always found one of the other leading every bear movement of consequence on the Merchants Exchange. Mr. Barnes some time previous to his death abandoned the markets and went to California for his health.

# SPEEDING TO FIRE, WAGONS COLLIDE

Pipeman and Driver of Hose Cart Slightly Injured-Proceed to Blaze.

While responding to an alarm of fire at Third and Olive streets at 9:15 last night, the engine of Fire Company No. 6 and the hose carr of Company No. 29 collided a the intersection of Broadway and Chest out streets, slightly injuring two members of the hose cart's company and breaking a rear wheel on the engine.

The injured men are Chris Flood, pipeman of Company 39, aged 36, single, and residing at No. 204 Laclede avenue, and John Carter, 4) years of age, married. Flood was the more seriously hurt, sustaining a wound above the right eye. Carter's back was slightly sprained, but he refused to go to the dispensary. An ambulance was called for Flood, but he walked to the dispensary before the wagon arrived.

The wagens were both going to the same

when the collision happened. The engin was going east, and just as it reached the middle of the street the reel ran in it opened correspondence with the advertiser at full tilt. Carter, the driver of the reel,

# PLUCKY BOY STRUGGLES HALF HOUR IN FOREST PARK LAKE

Edwin Croak Plunges Into Water When Ice Breaks and Is Rescued by Mounted Policeman After a Long Wait.

By hanging for half an hour by his arms to the ragged edges of crumbling ice. Edwin Croak, the 12-year-old son of M. E. Croak, who runs a tailoring establishment at Tenth and Olive streets, saved himself by sheer pluck from death yesterday afteroon in Wabash Lake, in Forest Park Just as he was on the point of sinking a rope was thrown to the boy by a member of the mounted police, who had been summoned to the scene of the accident by the cries of those who saw it, and by the combined efforts of Officers Cooney, Hutton and Thompson of the Mounted District young Croak was hauled from his cold bath and taken to a neighboring

boathouse. The rescue was but half acomplished then, however, and had it not been for the efforts of the Reverend Columbus P. Goodson, pastor of the Cumberland Presby terian Church at Cabanne and King's bighway, and the Reverend Calvin Dobson, assistant pastor of the Second Presbyterian Church at Taylor avenue and Westminster place, who happened to be pensing at the time, the chilled boy would probably have died from exposure.

After an hour's work he was taken in carriage by the two ministers and two of his brothers to his home at No. 300 Mator Justin Steer of No. 3140 Washington avenue, the family physician, said he believed that the danger of pneumonia had been averted

The accident occurred while Edwin 'roak, with his brother Elmer, who is one ear younger, were skating. Following their custom of the last few days, they had gone immediately to the park after school. Instead of going to Sylvan Lake near by, which is shallow and more commonly used, Edwin ventured out upon the deep lake, against the pleadings of his brother.

He skated here and there upon the sur-

face and was directly over the center when the ice suddenly cracked and the boy shot down beneath the surface. The cries of the witnesses were checked the next moment when he rose and began a frantic effort to climb out on the ice. He threw his arms over the edges of the ice and tried to scramble out upon a firm place, but the ice, weakened as it was by the past few days of warm weath er, would not sustain even his slight weight and the circle slowly widened about him as he struggled. Time and again he would hoist himself part way from the water only to be mocked by a renewed ducking. He made no outcry, but struggled gamely, while the crowd on the banks stood by and dared not venture out to his rescue. The cold rapidly penetrated to his bones and lessened his pow-



EDWIN CROAK.

saved himself from drowning by hanging for half an hour to ice's edge. ers of endurance. The chill crept up his limbs and numbed them, while the cries of encouragement sounded farther away

"I could bear what they said," Edwh stated last night at home, where he was swathed in blankets, "but it seemed far

away and I couldn't feel anything." A mounted officer was attracted by the cries of those who saw the accident and stripped off his coat to plunge into the water. The boy had heeded the calls of those on the bank, however, and, placing one arm on the ice, ceased struggling. The officer thought that he could hold on and went for a rope, but it was half an hour after the boy broke through before he was finally dragged out by the three rollcemen.

Witnesses say that his face was black and he was almost unconscious when help came. Even then he obeyed commands given him from the bank and wrapped the rope about his body.

The Reverend Mr. Goodson and his companion, who had been walking in the park, together with the policemen, carried him to the boathouse, where stimulants were given him and he was stripped and rubbed vigorously. His brother, Frank Croak aged 15, arrived a few moments after Edwin was taken from the water, and assisted in resuscitating him. Frank had come to skate and did not know of his brother's narrow escape

# ATTEMPT ON CZAR'S LIFE **DENIED AT ST. PETERSBURG**

St. Petersburg, Jan. 3, 3:26 p. m. - | St. Petersburg, Jan. 3, 4:40 p. m. - | street and Lafayette avenue, the Reverend There is a rumor here that an attempt | The Associated Press is authorized to | Doctor Buchemer of the Church of Our has been made upon the life of Em | deny the rumored attempt on the life | Redeemer efficiating peror Nicholas at Vilna. No details or just passed Minsk, capital of the Govconfirmation of the report have been received.

PRESENTMENT MUST BE PROCEEDED UPON

Bishop Tuttle Says Action Against Talbot Now Rests With Board.

JENKINSON EXPECTED HERE.

New Canon Does Not Apply, as Old Rule Was in Force When Order Was Made, Says Prelate.

Up to a late hour last night J. F. Jenkinson of Philadelphia, who is said to be on his way to St. Louis with a view of presenting new charges to Bishop Tuttle in the Taibot-Irvine matter, had not called

upon the Bishop. The latter stated that he had received no intimation as to the withdrawal of the presentment against Bishop Talbot, but in the light of recent developments he is inclined to believe that such will be the

"Whatever is done in the matter, it cannot affect the present standing of the board appointed by me. That board has been appointed by me as senior Bishop to meet at a certain time and date in accordance with the canons, and it will meet at the propert time and place. If there is any repudiation of names and any question of withdrawing the presentment, it must be done before that board. I have absolutely nothing more to do in the mat-

ter at this time.

"The old canon did not leave any discretion to the senior Bishop. No matter if he personally was convinced that the presentment was a fabrication from beginning to end, it made it mandatory for him to proceed in the matter as long as the document was drawn in legal form and canonical requirements had been com-plied with. In view of this fact if the genplies with. In view of this fact if the gen-tleman you mention comes to me for the purpose of having the presentment with-drawn I shall tell him to appear before the board and it will then be for its members to decide what action they desire to take in the premises."

to decide what action they desire to take in the premises."

Bishop Tuttle stated that he is not familiar with the new canon which went into effect at the first of the year, but that he is of the opinion that the only changes it made is that it required affinitives to accompany the signature of presenters, and that it required the joint action of himself and seven other Bishops to accompany the Board of Inquiry. He said. tion of himself and seven other Bishop to constitute the Board of Inquiry. He said owever, that the fact that the old canon ded at the first of the year did not affect the standing of the case at issue, since an action brought which as a law valid at the time it is instituted must be consummated under the provisions of that has a new feature in the case developed last anight which will place a prominent resident of Philadelphia in at least an embarrassing position. When the presentment was first placed before Bishop Tuttle for his action, he was advised that everything appeared to be in good form, but that before proceeding he had best secure the affidavit of some reputable person known to the presenters to the effect that the document had been signed by them. This affidavit was secured and the fact that the majority of the pre-

ernment of that name, 465 miles by rail west of Moscow. senters now repudiate their signatures makes it rather unpleasant, to say the least, for this Philadelphian.
Bishop Tuttle absolutely denied that he had sent anyone to Huntingdon to investigate the case for him and said that the dispatch to this effect printed in a local paper is entirely without foundation.

of Emperor Nicholas at Vilna. He has

JENKINSON NOT COMING TO SEE BISHOP TUTTLE.

Philadelphia Attorney of Doctor Irvine Not to Request That Presentment Be Annulled.

Philadelphia, Jan. 3.-The report circulate I last night that J. Frederick Jenkinson, one of the counsel for Reverend Doctor I. N. W. Irvine in his case against Bishop Ethelbert Talbot, has gone to St. Louis for the purpose of withdrawing the presentment and asking permission of Bishop Tuttle to make a new presentment proves to have been erroneous.

Mr. Jenkinson was at his office to-day. and says he spent the night in his home in West Philadelphia. He declined to give any information regarding the presenters to-day, other than saying that Herbert Noble, senior counsel, was out of the city and most of the others directly interested in the case could not be found. One of the presenters, who asked that his name be withheld, stated that it was not the intention to withdray the

not the intention to withdraw the document flied with Bishop Tuttle, but the Mr. Noble has given up his hotel apart-ments and his present quarters are un-

known.

Mr. W. B. Bodine, chairman of the Board of Inquiry appointed by Bishop Tuttle, was not at home and it could be learned whether he has received the statement from the vestsymen of Huntingdon, Pa., withdrawing their signatures from the presentment.

### TALBOT FEELS JUSTIFIED AT HIS ACTIONS TO IRVINE.

Sunbury, Pa., Jan. 3.-Colonel Clement counsel for Bishop Taibot, returned from Wilkesbarre to-night, where he conferred with the other counsel for the Bishop. Regarding the public statement promise Colonel Clement said:

"Bishop Taibot deeply regrets that the

peace of the church should be disturbed by the reopening of this long settled con-troversy. He feels he was amply justified in his course with regard to Irvine from beginning to end. He deems it inexpedient to make any further statement. Absolute Security.

With a working capital of \$15,00,000, the National Bank of Commerce pays 3 per ent on time deposits. YELLOW JACK AT GALVESTON

Two, Mild Cases Develop on Steamer in Harbor. Galveston, Tex., Jan. 2.-Two mild cares

of yellow fever developed on the British

steamer Horatio, which arrived here from Hara, Friday. The cases developed two days after the

# DIES FROM WORRY OVER WIFE'S HEALTH

Doctor Valentine Schulz Succumbs to Long Strain at Lutheran Hospital.

WAS SICK BUT TWO WEEKS.

Couple Spent Christmas Together on Cots in Hospital-Mrs. Schulz Will Be Taken to Funeral in Ambulance.

Despite the fact that she will recover worry over the thought that his wife might die from an operation, is said to have caused the death of Doctor Valentine Schulz. Nearly a year ago Mrs. Schulz was aken iil, and has been at the Lutheran

ive, ever since. Her husband, while pratleing his profession during the day, spent nearly all of his nights with his wife. He stood the strain very well at first, but when Mrs. Schulz began sinking the strain began to tell on the doctor. About four weeks ago an operation was ordered and, with the chances very much against her recovery, her husband remained with

Hospital, Potomac street and Texas ave-

her constantly. The operation was performed and Mrs. Schulz lived. Two weeks later, when she became somewhat better, the doctor became ill and was taken to the same hospital.

A week ago he became worse, but Christmas Eve he was well enough to be taken in a couch chair to his wife's room and both enjoyed each other's company for a short while. Early Monday morning, Doctor Schulz

died and his wife showed signs of im-

provement, and although it was feared

the death of her husband would have a serious effect upon her, she bravely stood the shock. The funeral will take place to-day, and Mrs. Schulz will be brought to her father's house in an ambulance to hear the services at the house. The doctors

say, however, that she will not be strong

ough to attend the funeral. Doctor Schulz was 30 years old and was born in Prairictown, Ill., where his parents still reside. He was graduated from the St. Louis Medical College nine years ago and has been practicing ever since, having his downtown office with is brother at Eleventh and Pine streets. Seven years ago he married Miss Paulina Brinkman When Mrs. Schulz showed no signs of improvement after she had been taken to the hospital, Doctor Schulz broke up their home and went to live with his father-in-law, Henry Brinkman of No.

921 Park avenue. The funeral will take place this afteroon at 2 o'clock from the residence of Doctor Schulz's father-in-law. The servthes will be held at Trinity Church, Flahes

The interment will ! etery. Doctor Schulz is survived by his wife, Paulina; his parents and two brothers. Doctor Henry Schulz and Herman

# **ASSASSIN SHOOTS** ITALIAN LABORER

Petro Bruno, Three Months in America, Seriously Wounded

at Belleville.

An attempted assassination of Petro Bruno, an Italian section hand on the Illinois Central Railroad, at his shack at Belleville last right about 11 o'clock, is puzzling the authorities of that place.

Bruno, who has been in the country only

three months, was aroused shortly after he went to bed, according to the story ho told an interpreter, by the sound of rocks striking his door. He opened it and stepped outside. He received the contents of a double-barreled shotgun at a distance of twenty-five feet. The noise aroused neighbors and Bruno

was taken to St. Clair County Farm,

where he was treated for his injuries by Doctor Walsh West Jr. His left eye is entirely gone and the left side of his face. Iread and hody are torn by the shot. He is lead and hely are torn by the shot. He is not expected to recover.

No trace of the assassin could be found, and Brune said that he has had no trouble since coming to the country, and no en-mies so far as he knows. The Italian's shack, which he occupies alone, is rituated on the outskirts of Belleville. Brune worked between the latter place and Ca-rondeler.

FOUND WOLF ON THE STREET. Animal Captured at Cook and

Spring Avenues Probably Pet. A real live gray wolf leisurely strolling at the corner of Cook and Spring avenues yesterday afternoon was the strange sight which greated Preston Wheeler residing at No. 250 Brannon avenue, as he

was going home. As the wolf showed no signs of fear of him and was wearing a collar, to which was fastened a chain. Wheeler believed it was a pet, and, therefore, harmless, and walked up to it. The wolf submitted to capture and accompanied Mr. Wheeler home, where it is being held for its

It is a fine specimen, about 18 inches in height, and its glossy gray coat is the object of much admiration.

ROAD DEFAULTS ON ITS BONDS. bleage Terminal Transfer Company

on \$15,125,300 bonds for the last six mor of 1504, amounting to \$202,500, was due, the Mercantile Trust Company was n supplied with funds to liquidate the obl

The Guaranty Trust Company of the The Guaranty Trust Company of this city has given notice that it will buy any or all of the coupons of the Chicago Terminal 4 per cent bonds, due January 1. A stockholders protective committee was recently formed, consisting of John W. Castles, Henry Wide Forest, Albert Goodhert, J. B. Harriman and W. W. Heaton, to formulate a plan for the reorganization of the company. It is said that this plan has in view a connection with the Chicago Subway Company.

The offer of the Guaranty Trust Company to purchase the coupons is made with the approval of the protective company. This company is to undertake the reorganization gheme.

Will Be Reorganized. REPUBLIC SPECIAL New York, Jan. 2.-In order to enal its stockholders to ask for the appointment of a receiver, the Chicago Termi Transfer Railroad Company technic defaulted on its bonds to-day. Inter